

District Judge Marsha J. Pechman

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

FAN JIANG,

Plaintiff,

v.

UNITED STATES CITIZENSHIP AND  
IMMIGRATION SERVICES, *et al.*,

Defendants.

No. 2:22-cv-1264-MJP

STIPULATION AND ORDER FOR  
EXTENSION OF ANSWER DEADLINE

Noted for Consideration:  
October 28, 2022

The parties, by and through their counsel of record, pursuant to Federal Rule of Civil Procedure 6 and Local Rules 10(g) and 16, and hereby jointly stipulate and move for an extension of the deadline for Defendants to respond to the Complaint. Currently, Defendants' responsive pleading to the Complaint is due on November 14, 2022.

A court may modify a deadline for good cause. Fed. R. Civ. P. 6(b). Continuing pretrial and trial dates is within the discretion of the trial judge. *See King v. State of California*, 784 F.2d 910, 912 (9th Cir. 1986).

The parties submit there is good cause for an extension of the deadline. Plaintiff brought this litigation pursuant to the Administrative Procedure Act and the Mandamus Act seeking an order to compel U.S. Citizenship and Immigration Services ("USCIS") to adjudicate Plaintiff's

Form I-539, Application to Extend/Change Nonimmigrant Status, and Form I-765, Application for Employment Authorization. USCIS anticipates adjudicating the applications shortly, but the agency requires additional time to do so. Therefore, with the requested extension, this matter may be resolved soon without further involvement of the Court. Continuing the existing deadline for a responsive pleading will allow the parties to conserve resources because they will not have to expend resources completing work on the case that may become moot once USCIS takes adjudicative action.

Accordingly, the parties respectfully request that Defendants' time to respond to the Complaint be extended from November 14, 2022 to December 14, 2022.

Dated: October 28, 2022

Respectfully submitted,

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*Attorneys for Plaintiff*

**ORDER**

The parties having so stipulated, the above is SO ORDERED. Defendants' response to the Complaint is due on or before December 14, 2022.

DATED this 31st day of October, 2022.



MARSHA J. PECHMAN  
United States Senior District Judge